

REMARKS

Claims 2-13 and 21-28 are pending. Claims 2, 5, 24, 27, and 28 have been amended. Claims 21 have been cancelled. No new matter is presented.

Claim Objections

Claims 26 and 27 are objected to due to inadvertent misnumbering.

Applicant thanks the examiner for the suggested amendments. The claims have been amended and renumbered as Claims 27 and 28.

Drawings

The drawings are objected to under 37 CFR 1.83(a).

Claim 21 has been canceled.

Rejections under 35 USC §112

Claims 2-5, 21, 22 and 24 are rejected under U.S.C. §112, first paragraph, as failing to comply with the written description.

Claims 2, 5, and 24 have been amended to correct the phrase objected to by the Examiner.

Rejections under 37 USC §102

Claims 2-5, 11-13, 21 and 22 are rejected under 35 U.S.C. §102(e) as being anticipated by Boecker et al. (2004/0098009 A1).

Rejections under 35 USC §103

Claims 6-9 and 23-26 are rejected under U.S.C. §103(a) as being unpatentable over Boecker et al. (2004/0092995 A1) in view of Cunningham et al. (6,093,156).

Claim 27 is rejected under 35 U.S.C. 103(a) as being unpatentable over Boecker et al. 2004/0092995 A1) and Cunningham et al. (6,093,156) as applied to claim 6 above, and further in view of Shen et al. (2004/0231983 A1).

A declaration to disqualify Boecker '009 and Boecker '995 as commonly owned patents as prior art under 37 CFR 1.130 has been filed together with a terminal disclaimer in accordance with 37 CFR 1.321(c). Since Boecker '009 and Boecker '995 no longer qualify as prior art, the Applicant respectfully requests all rejections based on Boecker '009 and Boecker '995 with respect to these claims be withdrawn.

Allowable Subject Matter

The Applicant thanks the Examiner for indicating that claims 10 and 28 would be allowable if rewritten in independent form.

CONCLUSION

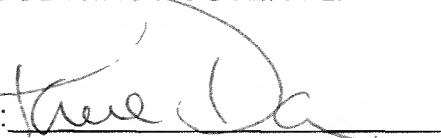
Applicant believes that the application is now in condition for allowance and respectfully requests the same.

The examiner is authorized to charge any fees due in connection with this paper to Deposit Account 50-4634 (PEL 2836).

Respectfully submitted,

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